

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

10

Attorney Docket Number 396421

Application Number	10/017,687
Filing Date	October 30, 2001
First Named Inventor	John B. Taylor
Group Art Unit	1621
Examiner Name	Not Yet Assigned

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers <i>(for an Application)</i> <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group <i>(Appeal Notice, Brief, Reply Brief)</i> <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) <i>(please identify below):</i> Copy of Notice to File Missing Parts, Combined Declaration & Power of Attorney, Certificate of Mailing and Return Post Card
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Kenneth D. Goetz LATHROP & GAGE LC
Signature	
Date	April 4, 2002

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as express mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: April 4, 2002

Typed or printed name	Wendy Precht
Signature	
Date	April 4, 2002

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be send to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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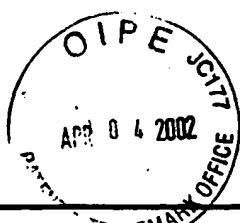
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late filing fee or oath			65	127	50	227	25	Surcharge - late provisional filing fee or cover sheet.				139	130	139	130	Non-English specification				147	2,520	147	2,520	For filing a request for reexamination				112	920*	112	920*	Requesting publication of SIR prior to Examiner action				113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action				115	110	215	55	Extension for reply within first month				116	400	216	200	Extension for reply within second month				117	920	217	460	Extension for reply within third month				118	1,440	218	720	Extension for reply within fourth month				128	1,960	228	980	Extension for reply within fifth month				119	320	219	160	Notice of Appeal				120	320	220	160	Filing a brief in support of an appeal				121	280	221	140	Request for oral hearing				138	1,510	138	1,510	Petition to institute a public use proceeding				140	110	240	55	Petition to revive – unavoidable				141	1,280	241	640	Petition to revive – unintentional				142	1,280	242	640	Utility issue fee (or reissue)				143	460	243	230	Design issue fee				144	620	244	310	Plant issue fee				122	130	122	130	Petitions to the Commissioner				123	50	123	50	Processing fee under 37 CFR 1.17(q)				126	180	126	180	Submission of Information Disclosure Stmt				581	40	581	40	Recording each patent assignment per property (times number of properties)				146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))				149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))				179	740	279	370	Request for Continued Examination (RCE)				169	900	169	900	Request for expedited examination of a design application				Other fee (specify) _____								*Reduced by Basic Filing Fee Paid				SUBTOTAL (3) (\$ 65)			
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**or number previously paid, if greater; For Reissues, see above

SUBMITTED BY						Complete (if applicable)		
Name (Print/Type)		Kenneth D. Goetz		Registration No. Attorney/Agent)		32,696	Telephone	(816) 460-5849
Signature						Date	April 4, 2002	

WARNING: Information on this form may become public. Credit card Information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



04-05-02

MPA

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CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)			Matter No.
Applicant(s): John B. Taylor			396421
Serial No.	Filing Date	Examiner	Group Art Unit
10/017,687	October 30, 2001	Not Yet Assigned	1621
Invention	Fungicidal And Bactericidal Compositions For Plants Containing Phosphonate and Phosphate Salts, Metal Chelates, And Derivatives Thereof		

I hereby certify that this Transmittal Form (1 page); Fee Transmittal For FY 2002 (1 page in duplicate); Response to Notice of Missing Parts (2 pages); Copy of Notice To File Missing Parts Of Nonprovisional Application (1 page); Combined Declaration And Power of Attorney (4 pages); authorization to charge Deposit Account No. 12-0600 in the amount of \$65.00 for the late filing of declaration fee; authorization to charge additional fees that may be required, or credit any overpayment, to Deposit Account No. 12-0600; and return post card are being mailed in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231 on this 4th day of April, 2002.

Wendy Precht

Name of Depositor

Signature of Depositor

EV 008782379 US

Express Mail Label No.



PATENT
Attorney Docket No.: 396421
Express Mail Label No.: EV 008782379 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): John B. Taylor
Serial No. 10/017,687
Filed: October 20, 2001
For: Fungicidal And Bactericidal Composition For Plants Containing Phosphonate And Phosphate Salts, Metal Chelates, And Derivatives Thereof

Examiner: Not Yet Assigned
Group Art Unit: 1621

RESPONSE TO NOTICE OF MISSING PARTS

BOX: MISSING PARTS
Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Notice of Missing Parts dated February 4, 2002 (copy appended), enclosed herewith find the following:

1. Combined Declaration And Power of Attorney
2. Fee Transmittal for FY 2002

CERTIFICATE UNDER 37 C.F.R. § 1.8 and § 1.10

I hereby certify that, on the date shown below, this correspondence is being

- deposited with the United States Postal Service in an envelope addressed to Box: Missing Parts, Commissioner for Patents, Washington, D.C. 20231 with sufficient postage:

MAILING

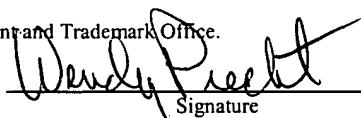
- 37 C.F.R. § 1.8**
 as first class mail.

- 37 C.F.R. § 1.10**
 as "Express Mail Post Office to Addressee"
EXPRESS MAIL NO. EV 008782379 US.

FACSIMILE TRANSMISSION

- transmitted by facsimile to the Patent and Trademark Office.

Wendy Precht
Name of Depositor


Signature

April 4, 2002
Date

PATENT

Attorney Docket No.: 396421
Express Mail Label No.: EV 008782379 US

Pursuant to 37 CFR 1.20, the \$65.00 fee which is due in connection with this certified copy request should be applied against our Deposit Account No. 12-0600. Any additional fee which might be due in connection with this request should be applied against our Deposit Account No. 12-0600.

The Examiner is encouraged to contact the undersigned if prosecution of the application may be expedited thereby.

Respectfully submitted,

LATHROP & GAGE LLC



Kenneth D. Goetz, Reg. No. 32,696
2345 Grand Boulevard, Suite 2800
Kansas City, MO 64108
Tel No: 816/460-5849
Fax No: 816/292-2001



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/017,687	10/30/2001	John B. Taylor	396421

CONFIRMATION NO. 5708

FORMALITIES LETTER



OC00000007412484

Kenneth D. Goetz
 Lathrop & Gage LC
 Suite 2800
 2345 Grand Boulevard
 Kansas City, MO 64108

Date Mailed: 02/04/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

A copy of this notice MUST be returned with the reply.

Cherie Alhadeff

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

01/08/2002 SDEMB0B1 00000033 120600 10017687

01 FC:205

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